

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

RYDER TRUCK RENTAL, LT and  
RYDER TRUCK RENTAL, INC.,

Plaintiffs,

vs.

BILLINGS COLLISION REPAIR,  
INC., EVA LOGISTICS, INC. and  
AMERICAN INTER-FIDELITY  
CORP. d/b/a AMERICAN INTER-  
FIDELITY EXCHANGE,

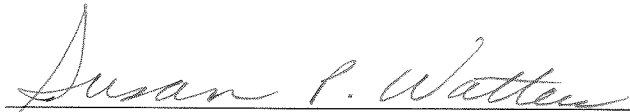
Defendants.

Cause No. CV 19-146-BLG-SPW

**ORDER**

On April 23, 2020, Defendant EVA Logistics, Inc., filed a motion to dismiss the complaint. (Doc. 9). On June 8, 2020, the Court granted the Plaintiffs leave to file an amended complaint. (Doc. 25). The Plaintiffs filed an amended complaint on June 10, 2020. (Doc. 26). The amended complaint supersedes the complaint, rendering Defendant EVA Logistics' motion to dismiss the complaint moot. *Ramirez v. County of San Bernardino*, 806 F.3d 1002, 1008 (9th Cir. 2015). Defendant EVA Logistics' motion to dismiss the complaint (Doc. 9) is therefore denied.

DATED this 15<sup>th</sup> day of June, 2020.

  
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SUSAN P. WATTERS  
United States District Judge